

**HIDALGO COUNTY PURCHASING DEPARTMENT
BID TABULATION SHEET**

DEPARTMENT NAME: HIDALGO COUNTY URBAN PROGRAM

BID OPENING DATE: 12/12/07

BID OPENING TIME: 9:30 A.M.

DESCRIPTION OF BID: Urban County Program – La Joya “Construction of Recreational Facility”

Bid No 5004-40-0306-5000-4000

NO	Name of Company	Total Bid	Addendum #1 Received	Bid Bond/Cashier Check
1	Foremost Construction	\$590,000.00		Bid Bond
2	KMCC Corporation	\$358,990.00		Bid Bond
3	Rigney Construction	\$289,000.00		Bid Bond
4	DM Karmer, Inc	\$359,000.00		Bid Bond
5	Spacemaker Construction	\$291,500.00		Bid Bond
6	Enriquez Enterprises	\$343,000.00		Bid Bond
7	Benchmark Construction	\$375,000.00		Bid Bond



City of La Joya

"Jewel of the Valley"

January 7, 2008

Urban County Program
Attn: Kasie Saucedo, UCP Coordinator
1916 Tesoro Blvd.
Pharr, Texas 78511

RE: UCP No. 5004-40-0306-5000-4000 Recreational Center

Dear Ms. Saucedo:

Approval of the lowest bid in the amount of \$289,000.00 was submitted by Rigney Construction and approved by the Board of Alderman of the City of La Joya. I have attached a copy of the agenda for December 14, 2007 and will provide a copy of the approved minutes at a later date. *(Please refer to Line Item #4.)*

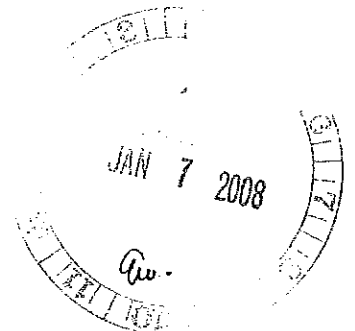
If you should have any questions or concerns regarding this matter, please do not hesitate to contact me at (956) 580-7001.

Sincerely,

Mike Alaniz, City Administrator

MA/jrs

cc: Mayor William "Billy" Leo & City Alderman



01/07/2008 MON 10:29 AM

City of La Joya
NOTICE OF WORK SHOP AND SPECIAL MEETING
Friday, December 14, 2007 @11:00AM

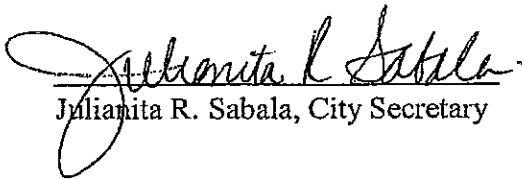
A Workshop and Special Called Meeting of the City of La Joya, Texas Will Be Held at the La Joya Municipal Building Located at 101 N. Leo Ave., La Joya, Texas.

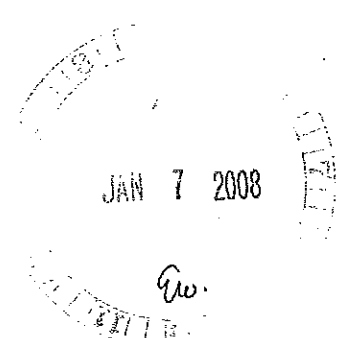
Notice is hereby given in accordance with S.B. 270 Chapter 277, Page Acts of the 61st Legislature of the State of Texas, 1969 that the following matters will be considered by the City Council of the City of La Joya, Texas at said meeting.

AGENDA

1. Open Meeting and Invocation
2. Discussion and Review of Chowdary, City of La Joya Proposed Land Use Plan on 858.16 Acres Save & Except 0.34Acres out Share 3, Schunior Subdivision of Porciones 73, 74, and 75, Hidalgo County Texas.
3. Consideration, approval and adoption of KV Chowdary City of La Joya Proposed Land Use Plan on 858.16 Acres Save & Except 0.34 Acres out Share 3, Schunior Subdivision of Porciones 73, 74, and 75, Hidalgo County Texas as submitted by Salinas Engineering & Associates.
4. Discussion and action to approve lowest bid submitted by Rigney Construction, L.L.C. in the amount of \$289,000.00 for UCP NO. 5004-40-0306-5000-4000 Recreational Center.
5. Adjournment.

Posted on this 11th day of December, 2007 at 11:00 A.M. Duplicate copies of this agenda have been posted at the Post Office, Senior Citizens Center, Municipal Building, Municipal Library, Police Department and Municipal Court.


Julianita R. Sabala, City Secretary



**CONSTRUCTION
CONTRACT**

This Agreement, entered into this 15th day of January, 2008 by and between **HIDALGO COUNTY** joined by City of La Joya (hereinafter called the "OWNER", acting herein through its County Judge, and Rigney Construction & Development, LLC, (a corporation) of 3201 State Hwy 107 McAllen, Texas, County of Hidalgo, and State of Texas, hereinafter called "CONTRACTOR".

WITNESSETH

That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the OWNER, the CONTRACTOR hereby agrees with the OWNER to commence and complete the construction described as follows:

PROJECT NAME: Park, Recreational Facility

PROJECT #: 5004-40-0306-5000-4000

PROJECT DESCRIPTION: Construction of Recreational Facility

hereinafter called the project, for the sum of (\$289,000.00) Two Hundred Eighty Nine Thousand Hundred dollars and all extra work in connection therewith, under the terms as stated in the General and Special Conditions of the Contract; and at his (its or their) own proper cost and expense to furnish all the materials, supplies, machinery, equipment, tools, superintendence, labor, insurance, and other accessories and services necessary to complete the said project in accordance with the conditions and prices stated in the Proposal, the General Conditions, Supplemental General Conditions and Special Conditions of the contract, the plans, which include all maps, plats, blue prints, and other drawings and printed or written explanatory matter thereof, the specifications and contract documents therefore as prepared by Alcocer Garcia Associates entitled the Architect/Engineer, and as enumerated in Paragraph 1 of the Supplemental General Conditions, all of which are made a part hereof and collectively evidence and constitute the contract.

The CONTRACTOR hereby agrees to commence work under this contract on or after a date to be specified in a written "Notice to Proceed" of the OWNER and to fully complete the project within 100 calendar days thereafter. The CONTRACTOR further agrees to pay, as liquidated damages, the sum of \$ 50 for each consecutive calendar day thereafter as hereinafter provided in Paragraph 19 of the General Conditions.

The OWNER agrees to pay the CONTRACTOR in current funds for the performance of the contract, subject to additions and deductions, as provided in the General Conditions of the contract, and to make payments on account thereof as provided in Paragraph 25, "Payments to Contractor", of the General Conditions.

BID FOR LUMP SUM CONTRACT

Place: Hidalgo County Purchasing Department

Bid Date: December 12, 2007

Project/Bid No.: 5004-40-0306-5000-4000

Proposal of Rigney Construction & Development LLC (hereinafter called

"Bidder"), a corporation / a partnership / an individual, doing business as
(STRIKE OUT INAPPLICABLE TERMS)

Limited Liability Corporation of State of Texas

To the County of Hidalgo and the City of La Joya, Texas (hereinafter called "Owner")

Gentlemen:

The Bidder, in compliance with your invitation for bids for the construction of:

Recreational Facility, City of La Joya, Texas ;

having examined the plans and specifications with related documents and the site of the proposed work, and being familiar with all of the conditions surrounding the construction of the proposed project including the availability of materials and labor, hereby proposes to furnish all labor, materials, and supplies; and to construct the project in accordance with the Contract Documents, within the time set forth therein, and at the price stated below. The price is to cover all expenses incurred in performing the work required under the Contract Documents, of which this proposal is a part.

Bidder hereby agrees to commence work under this contract on or before a date to be specified in written "Notice to Proceed" of the Owner and to fully complete the project within 180 consecutive calendar days thereafter as stipulated in the specifications. Bidder further agrees to pay as liquidated damages, the sum of \$ 150.00 for each consecutive calendar day thereafter as herein after provided in Paragraph 19 of the General Conditions.

Bidder acknowledges receipt of the following addendum No(s) 1

PROPOSAL: Bidder agrees to perform all of the work described in the specifications and shown on the plans for the sum of:

Two Hundred Eighty Nine Thousand
(\$ 289,000)

(Amount shall be shown in both words and figures. In case of discrepancy, the amount shown in words will govern.)

RECEIVED

DEC 12 2007

PURCHASING DEPT

Bidder understands that the Owner reserves the right to reject any or all bids and to waive any informalities in the bidding.

The bidder agrees that this bid shall be good and may not be withdrawn for a period of 60 calendar days after the scheduled closing time for receiving bids.

Upon receipt of written notice of the acceptance of this bid, Bidder will execute the formal contract attached within 10 days and deliver a Surety Bond or Bonds as required by Paragraph 29 of the General Conditions.

The bid security attached in the sum of _____

(\$ 5% GAB) is to become the property of the Owner in the event the contract and bond are not executed within the time above set forth, as liquidated damages for the delay and additional expense to the Owner caused thereby.

Attachments: Certification of Bidder Regarding Equal Employment Opportunity
Non-Collusion Affidavit of Prime Bidder

Respectfully submitted:

By: John Rigney
(Signature)

President
(Title)

Rigney Construction & Development LLC
3201 State Hwy 107 McAllen, TX
78504
(Business Address and Zip Code)

(SEAL - if bid is by a corporation)

(956) 638-6421 (956) 381-6914
Pho. Fax

CERTIFICATION OF BIDDER REGARDING EQUAL EMPLOYMENT OPPORTUNITY

INSTRUCTIONS

This certification is required pursuant to Executive Order 11246 (30 F.R. 12319-25). The implementing rules and regulations provide that any bidder or prospective contractor, or any of their proposed subcontractors, shall state as an initial part of the bid or negotiations of the contract whether it has participated in any previous contract or subcontract subject to the equal opportunity clause; and, if so, whether it has filed all compliance reports due under applicable instructions.

Where the certification indicates that the bidder has not filed a compliance report due under applicable instructions, such bidder shall be required to submit a compliance report within seven calendar days after bid opening. No contract shall be awarded unless such report is submitted.

CERTIFICATION BIDDER

NAME AND ADDRESS OF BIDDER (Includes ZIP Code)

Rigney Construction & Development, LLC
3201 State Hwy 107
Millen, GA 31854

1. Bidder has participated in a previous contract or subcontract subject to the Equal Opportunity Clauses.
 Yes No
2. Compliance reports were required to be filed in connection with such contract or subcontract.
 Yes No
3. Bidder has filed all compliance reports due under applicable instructions, including SF-100.
 Yes No None Required
4. Have you ever been or are you being considered for sanction due to violation of Executive Order 11246, as amended?
 Yes No

NAME AND TITLE OF SIGNER (Please type)

John Rigney, President

SIGNATURE

John Rigney

DATE

Dec. 12, 2007

**NON-COLLUSION AFFIDAVIT OF
PRIME BIDDER**

State of Texas §
County of Hidalgo §

John Rigney, being first duly sworn, deposes and days that:

- (1) He is President, of Rigney Construction Development, LLC, the Bidder that has submitted the attached Bid:
- (2) He is fully informed respecting the preparation and contents of the attached Bid and of all pertinent circumstances respecting such bid:
- (3) Such bid is genuine and is not a collusive or sham Bid:
- (4) Neither the said Bidder nor any of its officers, partners, owners, agents, representatives, employees or parties in interest, including this affiant, has in any way colluded, conspired, connived or agreed, directly or indirectly with any other Bidder, firm or person to submit a collusive or sham Bid in connection with the Contract for which the attached Bid has been submitted or to refrain from bidding in connection with such Contract, or has in any manner, directly or indirectly, sought by agreement or collusion or communication or conference with any other Bidder, firm or person to fix the price or prices in the attached Bid or of any other Bidder, or to fix any overhead, profit or cost element of the Bid price of any other Bidder, or to secure through any collusion, conspiracy, connivance or unlawful agreement any advantage against the Owner or any person interested in the proposed Contract; and
- (5) The price or prices quoted in the attached Bid are fair and proper and are not tainted by any collusion, conspiracy, connivance or unlawful agreement on the part of the Bidder or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.

(Signed) [Signature]
President
(Title)

Subscribed and sworn to before me this 12th
day of December, 2007.

[Signature]
Notary Public

My Commission expires March 30, 2009

